



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
COCOA REGULATORY OFFICE
400 HIGH POINT DRIVE, SUITE 600
COCOA, FLORIDA 32926

Regulatory Division
Cocoa Permits Section
SAJ-2001-7024(IP-AWP)
MODIFICATION 2

JUL 08 2008

FDOT-District 2
Attn: Jenny Sargent
1109 South Marion Avenue
Lake City, Florida 32025-5874

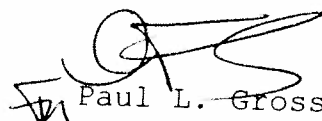
Dear Ms. Sargent:

This letter is in reference to your request for a modification of Department of the Army (DA) permit SAJ-2001-7024(IP-JJS) issued to FDOT, District 2 for the Interstate 10/Interstate 95 interchange rehabilitation.

By copy of this letter the U.S. Army Corps of Engineers is granting your request for a 1 year extension to the expiration date of the permit. All other conditions, limitations, and stipulations of permit number SAJ-2001-7024(IP-JJS) not specifically changed by this second modification remain in effect and will expire on May 19, 2009.

Thank you for your cooperation with our permit program.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:


Paul L. Grosskruger
Colonel, U.S. Army
District Engineer

cc:

RD-PE
FDOT-Van Humphreys

MEMORANDUM FOR RECORD

SUBJECT: Supplement to the Department of the Army Environmental Assessment and Statement of Findings for the Above-Numbered Permit Application.

1. Applicant: Florida Department of Transportation - District 2

2. Location, Existing Site Conditions, Project Description, Changes to Project:

a. Location: The project would impact waters of the United States (including wetlands) associated with McCoys Creek. The project is located on the western side of the St. Johns River at the Interstate 95 (I-95) merge with Interstate 10 (I-10) and extending north along I-95 to Church Street and west along I-10 past Stockton Street in Sections 15, 22, 41, and 56, Township 02 South, Range 26 East in Jacksonville, Duval County, Florida.

Latitude 30° 19' North and longitude 81° 40' West.

b. Existing Site Conditions: The proposed project area, including existing and proposed right-of-way, totals 153 acres. The existing land use includes approximately 150.7 acres of road and highways or other urban areas, 0.75-acre freshwater marsh, and 1.5 acres of streams and waterways. The wetlands within the project area include man-made depressions resulting from the drainage system in the highway infields, man-made drainage ditches, and freshwater creek (McCoys Creek) running through the north end of the project area. Two freshwater marshes are part of the existing drainage system located in the maintained FDOT right-of-way. They are the result of the accumulation of runoff from storm drains and pipes in the infield area of the existing highway system. The entire northern half of one marsh wetland is mowed and maintained, however, the southern portion is vegetated with goldenrod (*Solidago spp.*), primrose willow (*Ludwigia peruviana*), Chinese tallow (*Sapium sebiferum*), camphor trees (*Cinnamomum camphora*), and bahia grass (*Paspalum notatum*). The second marsh wetland is mowed or maintained except for the northern corner. Vegetation consists of primrose willow, Carolina willow (*Salix caroliniana*), cabbage palm (*Sabal*

CESAJ-RD-NC SAJ-2001-7024 (MOD-AWP)

SUBJECT: Supplement to Department of the Army Environmental Assessment and Statement of Findings for the Above-Numbered Permit Application.

palmetto), white mulberry (*Morus alba*), saltbush (*Baccharis halimifolia*), bushy broomsedge (*Andropogon glomeratus*), and bahia grass. There is a jurisdictional ditch maintained in the FDOT right-of-way. The ditch area is classified as other surface waters since it is part of the existing drainage system. The area is regularly maintained, cut and mowed. Vegetation consists of pennywort (*Hydrocotyle spp.*) and bahia grass. A fresh water creek system (McCoys Creek) is located on the north side of the project area. The creek system is entirely stabilized by seawalls and contains no shoreline vegetation except for cattails (*Typha spp.*).

3. Reason for supplement: The due to the complexity of overpasses and road configuration the applicant has not been able to complete impacts to wetlands. Specifically, the work at McCoy's creek on the east side of I-95 is due to start in June 2008 and there are outfalls into McCoy's Creek yet to be built on the east side of I-95 (Wetland Impacts #6 identified in DA permit), Pond E is yet to be excavated (Wetland Impacts #2).

4. Original Authorized Project: A Department of the Army (DA) permit to permanently fill 1.80 acres of jurisdictional wetlands and 0.33 acre of temporary impacts to wetlands for roadway improvements was issued 19 May 2003.

A DA permit modification was issued on 6 May 2005, which included the construction of a temporary trestle bridge.

5. Endangered Species: The proposed modification will not result any impacts to federally listed species.

6. Agency comments: The proposed modification was not coordinated with the federal resource agencies.

7. Mitigation: The applicant has completed compensatory mitigation pursuant to Senate Bill 1986. No additional mitigation is required for the permit extension.

CESAJ-RD-NC SAJ-2001-7024 (MOD-AWP)

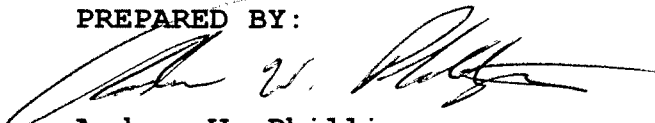
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8. Water Quality Certification: State water quality certification (WQC): The St. Johns River Water Management District (SJRWMD) issued Environmental Resource Permit number 4-031-81394-1 on 13 August 2002.

9. Coastal Zone Management (CZM) consistency/permit: There is no evidence or indication from the State of Florida that the project is inconsistent with the Florida CZM. Issuance of a SJRWMD permit certifies that the project is consistent with the CZM plan.

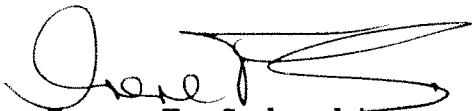
10. Determination: I have reviewed all the pertinent information and have concluded that the determinations of the permit evaluation provided in the SOF dated 3 May 2002 and the Memorandum for the Record dated 6 May 2003, are still valid and there have been no significant changes in the circumstances surrounding this permit since the final determination was made. Therefore, the conclusion that the permit is not contrary to the public interest, that it complies with the 404(b)(1) Guidelines, and that an Environmental Impact Statement is not required is still valid.

PREPARED BY:



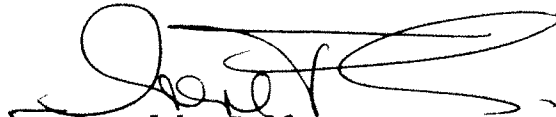
Andrew W. Phillips
Project Manager

REVIEWED BY:



Irene F. Sadowski
Chief, Cocoa Permits
Section

APPROVED BY:



Osvaldo Collazo
Chief, North Permits
Branch